THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
Marco L. REXACH	) Group Art Unit: 3764
Serial No.: 10/021,293	) Examiner: TBA
Filed: December 19, 2001	) Attorney Docket No.: 003357.00003
For: SPACE EFFICIENT MULTI-USE EXERCIS APPARATUS	SE )

## INFORMATION DISCLOSURE STATEMENT

**Assistant Commissioner for Patents** Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.56, the attention of the U.S. Patent and Trademark Office is hereby directed to the references listed in the attached Form PTO/SB/08A. Copies of the listed references are included. The listed foreign language references are of record in applicant's related U.S. Patent No. 5,725,459, and thus may be deemed relevant.

Applicant submits these references so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the listed references be formally considered during the prosecution of this application, be made of record herein, and appear among the "References Cited" on any patent to

issue herefrom.

'submitte

Christopher L. McKee Registration No. 32,384

BANNER & WITCOFF, LTD. 1001 G Street, N.W. Washington, D.C. 20001 (202) 508-9100

Date: March 15, 2002

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## ÎNFORMATION DISCLOSURE STATEMENT BY APPLICANT

US-5,328,428

US-5,466,204

US- 5,542,895

US- 5,725,459

Complete if Known Application Number 10/021,293 December 19, 2001 Filing Date First Named Inventor Marco L. Rexach **Group Art Unit** 3764 **TBA Examiner Name** 003357.00003 Attorney Docket Number

(use as many sheets as necessary) 2

Examiner Cite No.1	Ī	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevar Passages or Relevant Figures Appear
	Cite No.1	Number - Kind Code <sup>2</sup> (if known)		Cited Document	
		US- 1,646,818	10/25/1927	Holland	
		US- 1,745,435	02/04/1930	Mensendieck	
		US- 2,632,645	03/24/1953	Barkschat	
-		US- 2,977,120	03/28/1961	Morris	
	1	US- 4,109,907	08/29/1978	Zito	
_		US- 4,149,713	04/17/1979	McLeod	
	1	US- 4,229,002	10/21/1980	Masters	
		US- 4,603,855	08/05/1986	Sebelle	
_		US- 4,634,118	01/06/1987	Jensen	
		US- 4,721,303	01/26/1988	Fitzpatrick	
		US- 4,795,149	01/03/1989	Pearson	
	1	US- 4,815,746	03/28/1989	Ward, Jr.	
	†	US- 4,826,157	05/02/1989	Fitzpatrick	
-		US- 4,898,381	02/06/1990	Gordon	
	<b>†</b>	US- 4,974,838	12/04/1990	Sollenberger	
		US- 5,018,725	05/28/1991	Cook	
	1	US- 5,102,122	04/07/1992	Piane, Jr. et al.	
	†	US- 5,135,453	08/04/1992	Sollenberger	
	1	US- 5,211,614	05/18/1993	Henes	
		<u> </u>			

			FOREIGN PATENT DOCUMENTS				
Examiner Initials* Cite	0.1	Foreign Patent Document	Dakkaskas	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>	
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY				
	_	1151656	5/1969	Britain			
		2627090 France	8/1989	Louvet			
		3300073 DT	7/1984	Lenz et al.			
	_	8606644 WO	11/1986	Olsson			
				<u> </u>			

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Colbo, Jr.

Rexach

07/12/1994

11/14/1995

08/06/1996

03/10/1998

Examiner Signature	Date Considered	

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<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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MATION	DICCI O	SUDE	Application Number	10/021,293	-	
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		First Named Inventor	Marco L. Rexach			
			Group Art Unit	3764		
se as many she	ets as necessa	ry)	Examiner Name	ТВА		
2	of	2	Attorney Docket No.	003357.00003		

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
		Trotter Fitness Line Brochure, 1994	
		ROM "The Time Machine" Brochure, Undated	
		Tuff Stuff High Performance Body Building Equipment Brochure, Undated	
		CYBEX personal Direct Drive 200 Brochure, Undated	
		Soloflex "This Is The Way" Brochure, Undated	
		Nordic Flex Gold "The Isokinetic Advantage" Brochure, 1994	
		Trimax Brochure, 1992	
		Pacific Fitness Monterey Brochure, 1995	
		Pacific Fitness, Pacific 1000 Brochure, 1994	
		Pacific Fitness, Pacific 2000 Brochure, 1994	
		Pacific Fitness, Del Mar Brochure, 1996	
		Pacific Fitness Ventura Brochure, 1994	
		Pacific Fitness Malibu Brochure, 1994	
		Parabody Factor 525 Brochure, 1993	
		Vectra C1 Brochure, 1995	
-		Keiser, "Exercise Your Power" Brochure (undated)	

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